IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE N.V. RAMANA
WRIT PETITION NO : 22810 of 1995

Between:
1 M.Bhaavana Rushi S/o Chandraiah, President,
N.S. Handloom Weavers Coop.Society, Challaagarige,
Chityal(M), Warangal Dist.
2 Macherla Rayudu S/o Lingaiah,
President Handloom Weavers Coop. Society, Naagaraaaam,
Parkal (M), Warangal Dist.

..... PETITIONER(S)

AND

1 The Deputy Registrar/Officer-on-spl.duty, The Warangal District
Co-operative Central Bank,
Subedari, Hanakonda.
2 The Warangal District Cooparative Central Bank, rep. by its
General Manager
Subedari, Hanakonda.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriated writ order or direction, one ion the nature of writ of mandamus, i) declaring the action of res.1 in passing the impugned proc. vide ARc. No.805/95-96 and 806/95-96 dt 30.8.1995 of Res. 1 as arbitrary, illegal, without jurisdiction and same may be set aside; ii) costs be awarded to the petitioners; and pass such other orders appropriate in the circumstances of the case.

Counsel for the Petitioner: MR.K.RAMAKRISHNA REDDY

Counsel for the respondent No.1: The G.P. for Cooperation

Counsel for the Respondent No.2: MR.J.VENKATESWARA REDDY

ORAL ORDER:

The petitioners herein challenge the proceedings of the 1st respondent dated 30-8-1995 wherein it was adjudicated that the petitioners are liable to pay certain amounts mentioned in the respective proceedings to the 2nd respondent.

When the matter came up for hearing today, since the impugned proceedings are self-explanatory that they are passed against the respective Societies and not in the personal capacity of the petitioners, on a query put by the Court, the learned counsel for the petitioners submitted that the petitioners have filed the present writ petition in their personal capacity and not in their official capacity as Presidents of the respective Societies and they have no objection if the proceedings are enforced against the respective Societies.

In view of the stand taken by the petitioners, which is not opposed by the learned standing counsel for the respondents, I deem it appropriate to dispose of the writ petition with an observation that 2nd respondent is at liberty to initiate further proceedings, as per the orders of the 1st respondent, against the respective societies.

The writ petition is accordingly disposed of. No costs.

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22-9-2004

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To:

1 The Deputy Registrar/Officer-on-spl. duty, The Warangal District Co-operative Central Bank,
Subedari, Hanakonda.
2 General Manager
The Warangal District Co-operative Central Bank,
Subedari, Hanakonda.
3. Two C.C. to G.P. for Cooperation, High Court of A.P., Hyderabad (OUT)
4. Two C.D. copies